

MORTGAGE OR THE NOTE AND TIME SALES CONTRACT SECURED HEREBY TO THE CONTRARY, NEITHER THIS MORTGAGE NOR SAID NOTE AND TIME SALES CONTRACT SHALL BE DEEMED TO IMPOSE ON THE MORTGAGOR ANY OBLIGATION OF PAYMENT, EXCEPT TO THE EXTENT THAT THE SAME MAY BE LEGALLY ENFORCEABLE; AND ANY PROVISION TO THE CONTRARY SHALL BE OF NO FORCE OR EFFECT. (10) ALL MORTGAGORS SHALL BE JOINTLY AND SEVERALLY LIABLE FOR FULFILLMENT OF THEIR COVENANTS AND AGREEMENTS HEREIN CONTAINED, AND ALL PROVISIONS OF THIS MORTGAGE SHALL INURE TO AND BE BINDING UPON THE HEIRS, EXECUTORS, ADMINISTRATORS, SUCCESSORS, GRANTEEES, LESSEES AND ASSIGNS OF THE PARTIES HERETO, RESPECTIVELY. ANY REFERENCE IN THIS MORTGAGE TO THE SINGULAR SHALL BE CONSTRUED AS PLURAL WHERE APPROPRIATE. (11) INVALIDITY OR UNENFORCEABILITY OF ANY PROVISIONS HEREIN SHALL NOT AFFECT THE VALIDITY AND ENFORCEABILITY OF ANY OTHER PROVISIONS.

WITNESS THE MORTGAGOR'S HAND AND SEAL, THIS 10th DAY OF January, 19 70

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF:
(1) Nolan D. Phillips (L. S.)
Maria S. Phillips (L. S.)
(2) [Signature] (L. S.)

North
STATE OF NORTH CAROLINA } ss.
COUNTY OF Mecklenburg }
PERSONALLY APPEARED BEFORE ME John B. Crider, Jr.
1st WITNESS

AND MADE OATH THAT HE SAW THE WITHIN NAMED Nolan D. Phillips and Maria S. Phillips SIGN, SEAL AND AS MORTGAGORS

HE (HER) ACT AND DEED DELIVER THE WITHIN WRITTEN MORTGAGE AND THAT HE WITH Dick Fulmer
WITNESSED THE EXECUTION THEREOF 2nd WITNESS.
SWORN TO BEFORE ME THIS 9th DAY OF February A.D. 19 70
[Signature] 1st WITNESS

NOTARY PUBLIC FOR N.C.
My Comm. Expires September 17, 1974

NORTH
STATE OF NORTH CAROLINA } ss.
COUNTY OF Mecklenburg }
I, June A. Sears A NOTARY PUBLIC FOR NORTH CAROLINA DO HEREBY

CERTIFY UNTO ALL WHOM IT MAY CONCERN, THAT Mrs. Maria S. Phillips THE WIFE OF THE WITHIN NAMED Nolan D. Phillips DID THIS DAY APPEAR BEFORE ME, AND UPON BEING PRIVATELY AND SEPARATELY EXAMINED BY ME, DID DECLARE THAT SHE DOES FREELY, VOLUNTARILY AND WITHOUT ANY COMPELSION, DREAD OR FEAR OF ANY PERSON OR PERSONS

WHOMSOEVER, RENOUNCE, RELEASE, AND FOREVER RELINQUISH UNTO THE WITHIN NAMED Brick Homes, Inc. ITS SUCCESSORS AND ASSIGNS, ALL HER INTEREST AND ESTATE, AND ALSO ALL HER RIGHT AND CLAIM OF DOWER OF, IN OR TO ALL AND SINGULAR THE PREMISES WITHIN MENTIONED AND RELEASED.

GIVEN UNDER MY HAND AND SEAL THIS 9th DAY OF February A.D. 1970
[Signature] (SEAL)
NOTARY PUBLIC FOR N.C.

My Comm. Expires September 17, 1974